EXHIBIT____3 DATE___3-1-2669 [] SB___58.249

RE: LAWRENCE S CHAIN

Date of offense for which you were sentenced Case # 97-0789-FH Date of Offense 11/21/96

Date of sentencing 1/23/98 Sentenced to 1 year in the County Jail did 8 month jail time and 4 months House Arrest on a Tether Program. 3 years Probation, 1 year in Michigan and 2 years in Montana. Also completed required counseling and 40 hrs community service and paid all fine and fees.

Date of issuance of provisional license to come to Montana Issued 10/5/99 for 90 days and was reissued again while in Montana trying to get a license 2/24/2000

Date you moved to Montana Arrived in Montana on 10/31/1999 with my wife Annette both of my Daughters Nicki and Sarah, as well and her mom Dorothy and brother Joe Demski who still live in Libby

Date you completed probation 2/27/01

Date you first applied for Montana license and result 1st week of February 2000, I visited the DMV in Libby and asked to apply for a Restricted Driver's License just like Michigan had issued. I submitted the paperwork issued by Judge Lostracco who had ordered the MI Secretary Of State to issue me a restricted license to come to Montana with. The clerk said my license was revoked until 2022.

At this point, I contacted Judge Lostracco in Michigan who issued another 90 day restricted license after speaking to both the MI and MT probation officers. I then retained Amy Guth and was going to file for a Hearing in front of Judge Prezeau to see what could be done on my behalf. Amy had told me to go back to Libby



and ask for another license again, which I did and she said get it in writing this time. Which I also did, I received a certified letter dated May 24th saying "Montana can't issue a drivers license of any kind to a person who is not eligible in any other state. A person must be eligible, or shown as probationary on the PDPS system in order to transfer a license or obtain a license in Montana". Signed by Bonnie Swartzenberger, Examiner Aide for the Montana Driver Services Bureau.

On 11/30/00 Judge Prezeau issued a judgment saying that "Courts interpretation of 61-5-105 MCA concerning the wording "May" and May Not" The statue says that the Drivers Services Bureau may not issue a drivers license to anyone who's license is revoked in any other state is conclusive and not debatable.

1/04/01 Amy Guth filed an appeal to this judgment and then began working on our case before the Supreme Court of Montana.

Subsequent attempts to get license and results

At this stage of the game I had a license from Judge Lostracco that he had issued me on 2/24/00 that was good for 90 days. I drove on that license for the next 90 days.

On 5/27/00 I received a letter from the Secretary States Office in Michigan, informing me that in Michigan, it was now illegal to even re-register your vehicle. (MCL 257.219)

6/14/01 Case # 01-045 Amy Guth appealed to the Montana Supreme Court on Date Filed

11/14/01 Date Case # 01-045 is Decided (We Lost) Amy felt we won; yet I still do not posses a Drivers License. This was done after Judge Prezeau's Hearing in his Court on 11/16/00.

Amy felt that the law says that being that I am now a resident of Montana, my past driving record should be treated as though it occurred in Montana and Montana law should apply. Montana Law MCA 61-5-208 (1999) does not provide for suspending or revoking a driver's license for a period of more than 1 year. The only way a person can lose their drivers license for life is if they are medically unfit to drive, such as a loss of eyesight or something of that nature.

Amy pointed out that the fact overlooked by the court was that a Michigan driving record consists not only of traffic convictions reported against a driver, but also includes driver improvement actions, suspensions, or revocations, taken against the record holders driving privileges under Michigan Law. Additionally, the statue pivotal to the Court's

opinion and not argued by either party—Mont Code Ann 61-5-107(4) (1999)--- was applied by the court in a manner that conflicts with other drivers licensing statutes, including Mont Code Ann 61-2-107(1), 61-5-208(2)(b), and 61-5-212)(2) and 61-11-203,-204 and -211, statues not heretofore directed to the Court's attention. The opinion of the Court found conflict between Mont Code Ann 61-5-105(2) and 61-5-208(2) (1999) and resolved that conflict by applying Montana Code Ann 61-5-107(4), to require that an applicant's prior driving record from another jurisdiction must be treated as though originally entered in Montana. 2001 MT 224, 13-14.

According to MCA (1999) Section 61-5-107(4), when taken as a whole, the licensing statutes provide that upon application to Montana, an applicant's prior driving record from another jurisdiction is treated as though originally entered in Montana. Thus, once an application is received, and the suspension or revocation has expired (law applied as if it happened in Montana – the maximum suspension period would have been one year {61-5-208}), then the person may apply for a license. Then the decision is entirely within the discretion of the licensing authority.

11/29/01 Case # 01-045 Amy Guth files for a rehearing in front of the Montana Supreme Court based on Rule #34 and additional research and is upset that she did not use this argument before.

12/13/01 Case #01-045 Hearing is denied based on their conclusion which grants the DMV discretionary power to issue or refuse to issue a license to an applicant. That is the end of my dealings with Amy.

I then retained Bill Douglas as my attorney concerning this matter.

2/1/02 Bill Douglas files a 'Petition For Hearing on Appeal' This is based on Section 61-2-211 MCA. In front of Judge Prezeau. Petition is denied. I do not have a copy of that judgment.

10/22/02 Case # DV-02-254A Bill files Motion For Summary and Brief in Flathead County after filing for a change in venue because he feels we can not get a fair judgment from Judge Prezeau. The motion is based on asking a Judge to order the DMV to process my application for a driver's license in a normal manner and to issue me a Montana Drivers license if I pass the normal testing.

11/13/02 Case # DV 02-254 Brenda Nordlund files 50 page 'State's Cross-Motion For Summary Judgment'. Her motion is still based on the same premises as it was before in spite of what the Montana Supreme Court Ruled last time. Nothing has changed from the 1st time.

12/2/02 Case # DV 02-254 Bill Douglas files 'Petitioner's Response Brief' This is based on 5 points

- 1. Chain's Michigan driving record before the court is irrelevant.
- 2. MCA 61-5-107(4) does not affect the ruling in Chain.
- 3. MCA 61-5-208(2)(a)(2001) " " " " " " " "
- A. The previous version of the statute said a license could not be issued until the cause of the revocation/suspension was removed.
- B. The new version says a license cannot be issued until the revocation period has been completed.
- 4. The other 2001 changes in the motor vehicle statutes do not reflect the ruling in Chain.
- 5. Respondents arguments are simply a rehashing of the arguments they made in the Chain case, with which the Supreme Court disagreed.
- A. Justice Rice Dissented and said that, "Chain should be prohibited from applying for our receiving a new license as long as his Michigan suspension remains in effect. The Court essentially ruled that no matter how distasteful it may be to Justice Rice and the Respondents. The Respondent needs to comply with the Supreme Courts decision regardless of how wrong they believe it to be.

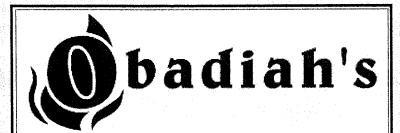
RE: Trying to have revocation or suspension removed by the State of Michigan per Brenda Nordlund's suggestion:

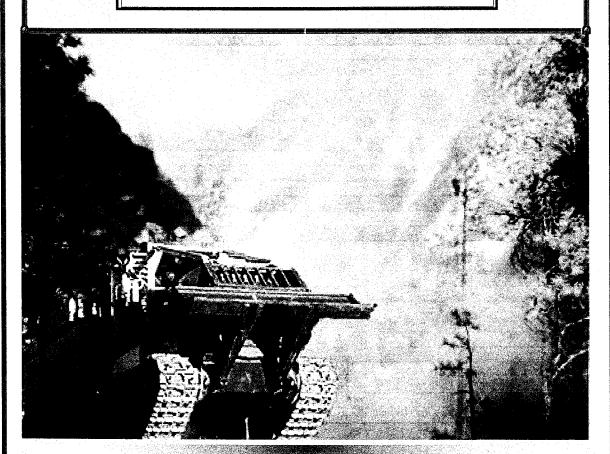
7

1.When I moved to Montana I had a valid restricted drivers license issued from the secretary of state in the State of Michigan. When I moved to Montana I was on probation. Montana accepted that probation allowing me to complete my sentence here. The jurisdiction I was now under was Montana, not Michigan as I was no longer a resident there. Why do I have to go back when I have served my time and I do not live there?

Furthermore my documents say that I am ineligible for any kind of appeal until 2022.

EXHIBIT.





EXTINGUISHING MEDIOCRITY

rdering Obadiah's gives you the best equipment at

www.wildfirefighters.com 800 968 8604





Our Mission

badiah's motto, 'Extinguishing Mediocrity', is based on our desire to serve you, the Incident Command Staff, with the best emergency apparatus we know how to design and build. We look for ways to make your job easier, as well as making those folks on the line, as safe as possible. We understand the scrutiny you're under to give an accounting for the equipment you order, so we strive to give you the Biggest Bang For The Buck! A closer look and it will be clear that Obadiah's does provide you with The Best Value.

We appreciate suggestions from those we serve, on ways to provide additional value. One look at our equipment many see our commitment to excellence. All of our equipment is designed to be versatile to we can rapidly adapt to changes in a variety of emergencies.

Our emergency apparatus are equipped with many extra innovations not found on other equipment. Extra pumps, hose, fittings, nozzles, radios with headsets, porta tanks are just a few of the extras we carry at no additional charge. We even offer a Terra Torch, CAFS, Winches, Water Cannons, Broadcast Seeders, Hydro-Seeding and Fire Retardant Cel application abilities.

If you need Specialized Emergency Apparatus that can't be found locally, order Obadiah's. You won't be sorry, you have my word on that!

Woody Chain , Operations Chief woody@wildfirefighters.com Nationwide Emergency Response # 800 968 8604

Mobile # 406 293 0654
Florida Operations # 941 306 1720

Our _quipment _ ineup

Dadiah's is proud to present to you the Specialized Equipment we have designed and engineered to meet a variety of applications. We can assist you in Wildfire Suppression, Rehab Operations, or other disasters such as Hurricanes, Earthquakes, Tsunami's, Floods, Tornados, and God forbid, Terrorist Attacks.

Our Soft Track Skidgines can go where few other emergency apparatus can operate. In many of these types of incidents, debris fill the streets. Typical rubber tired apparatus risk blowouts in this kind of environment. Our Steel Tracks are equipped with rubber pads which can roll right ever most debris, in almost any terrain.

We are equipped with our own Transports to allow fast response times. Our professional mechanics, large supply of spare parts, and fully equipped Mobile Shop Van keeps everything running smoothly.

Few emergency response companies can offer you the quick nationwide response times we provide. Even fewer offer the diversity in specialized equipment.

Our line up is as follows:

FMC/KMC Soft Track Skidgines, 1000 & 1620 gallons
Mack CH613 with 53' Drop Deck w/ramps Transport
Fully Equipped Enclosed Shop Van w/ Diesel Generator
Solar Powered Mobile Command/Communications Unit
2500 gal Tactical Tender w/ CAFS, & Water Cannons



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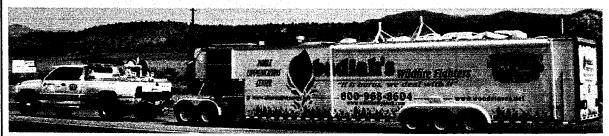
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Amphibious FMC SK5 Soft Track Skidgine 1000 gal, Fire Retardant Gel/Hydro-Seed Application Unit. 2500 gallon Type 2 Tactical Tender w/CAFS, Twin Water Cannons, Crash Bumper with Winch



FMC KMC SK5 Soft Track Skidgine * CAFS, 1620 gallons, Broadcast Seeder, Brush Blade, ect. Marmon Hand Built Tractor, 53' Jet 80,000# Spread Axle Drop Deck Equipment Trailer * Ramps



Solar Powered Mobile Command Communications Unit, w/ Satellites, Digital Phones, Computers, Networking Pulled by 600hp Type 6 Wildfire Engine, 300 gal, Emergency Lights, Night Lights, 16hp Pos Displace Pump



- Mobile Shop Van Generator Unit
- Miller 10kw Diesel Generator Welder
- Miller Wire-feed Mig/Tig Welder
- Cutting Torches, Drill Press, Mechanics Tools
- Work Bench Wices, Air Compressor
- Air Tools, Shop Tools, Spare Parts
- Pullout Axning, Pullout Ramp Work Bench

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Why Do Hand Crews Love Soft Track Skidgines?

Hand Crews know that Soft Track Skidgines bring an added measure of safety to the fire line. We are not there to replace them, but support them. We can haul 1620 gallons of water virtually anywhere they can go. This equates to much more efficiency for them, not to mention safety. Having as much water near by as a small tender can carry, means they can get a lot of "Wet Stuff on Da Hot Stuff". Add to this a Snuffer 2540 CAES system and a remote controlled water cannon, we can also offer more knock down power than many engines. Our Wildfire BB4 is capable of producing over 450psi of water pressure. Best of all we tread lightly on the environment. Our ground compaction fully loaded is less than that of a 200 lb fire fighter. Pretty good eh? They think so! Costs a whole lot less than aircraft too! We can even offer rehab assistance when the fire is over. So think Soft Tracks on your next incident. We are cost effective when you crunch the numbers.

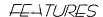
With our brush blade we can safely knock down dangerous snags with no danger to the saw teams. We can also dig fire line very rapidly! So why use a Cat when you can get all these extra features? Equipped with twin Hannay electric hose reels with 300' of Reel Tech hose each, we can really reach out there in mop up operations. Our 13hp Darley Davey pump is super quiet too, just enough pump for many jobs.

Our Soft Track Skidgines are all equipped with BK Booster/Chargers and removable handheld radios. Our operators are all equipped with headsets too, so you can always get us on the radio. No excuses, ever! We are fully equipped with 1000 watt halogen scene lights at every corner, so we can light up the night during 24 hour operation shifts. Our operators are fully trained and Red Carded, or Engine Boss trainees working on their task books.

So let us introduce you to "Big Bubba", He's Big, He's Powerful, and He Packs a Punch.

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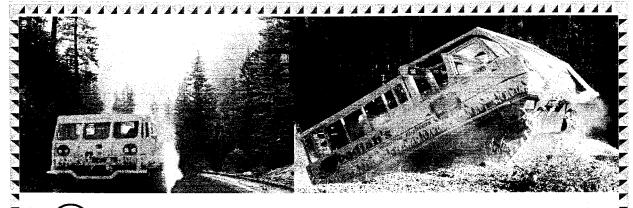


- 1620 Gallons
- Snuffer CAFS
- Robwen Foam Sys
- BB4 Wildfire Pump
- Davey Pump
- Draft Pump
- Twin Hose Reels
- Water Cannon
- 3" Dump Valve
- Night Lighting
- Brush Blade
- Enclosed Cab
- Broadcast Seeder
- 044 Chainsaw
- BK Radios
- Operator Equipped w/
 Headsets and PFPGs





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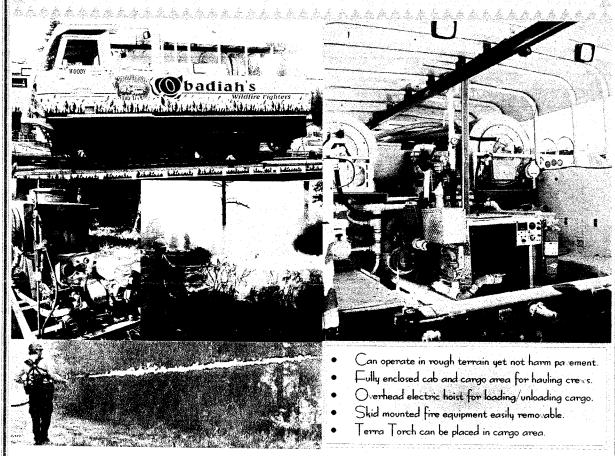


badiah's is proud to introduce our latest addition to our current lineup. This FMC M548 Soft Track Skidgine is very unique in several ways. As far as we know it is the worlds only Amphibious Fire Retardant Gel Application. Vehicle. It is great for working in swampy and marshy areas. Equipped with rubber pads on its steel tracks, it is also great for Urban Interface Operations as it will not harm asphalt roads. Capable of speeds of over 45mph, it really moves out! Equipped with a Broadcast Seeder, this unit is also set up with mixing jets in its 1000 gallon tank which allows us to mix and apply Hydro-Seed for rehab work. The twin Hannay electric hose reels and pumps are easily removed with its overhead electric hoist. This allows us to safely haul emergency crews or equipment in its enclosed cargo area to remote areas. Here are its Features:

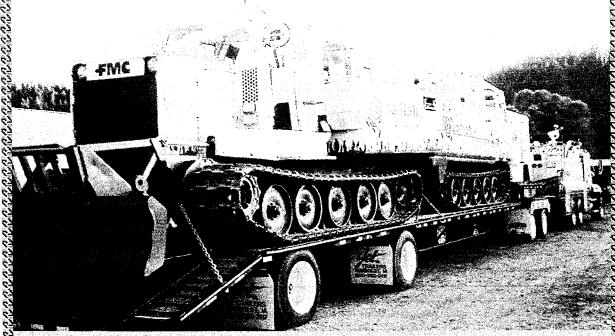
- orsion bar suspension on bogie wheels float the steel track over rough terrain.
- Rubber pads on tracks don't harm road surfaces, track propels unit in water.
- Constructed entirely of Aircraft Aluminum, unit is lightweight and fast.
- Cockpit can seat 4 persons inside, cargo area can also seat an additional 20.
- Equipped for mixing Fire Retardant Gels, for pre-treating structures.
- Capable of mixing and applying Hydro-Seed, equipped with Broadcast seeder.
- Darley water cooled diesel fire rated high pressure pump for fire suppression.
- Snuffer Aspirated foam system w/ Mad Dog foam aspirating nozzles.
- Twin Hannay electric hose reels with 300' of Reel Tech fire hose.
- Removable 1000 gallon water/mixing tank, skid mounted pumps and hose reels.
- Overhead electric hoist for loading/unloading tank, cargo and other gear.
- Terra Torch can be installed for Back Burning or Controlled Burning Ops.

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All Skidgines are not created equal. Notice how the track floats over the terrain? Soft Track Skidgines spread the load over a much larger area, and can maneuver in more diversified terrain than rubber tired Skidgines can. Soft tracks produce far lower ground pressure, which in turn means less environmental impact. If there is less soil erosion after the fire is out, a disastrous mudslide might be avoided. Specify Soft Track Skidgines on your next incident. We promise you, you be glad you did.



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Obadiah's Transports Provide You With Fast Response Times

When you order Obadiah's you don't have to worry about supplying us with the transport to get our equipment to you. We are ready to roll at a moment's notice. Many times it is hard to justify the expense of having to keep a transport on a fire to move the contractors' equipment around the fire. Notice that our transport also serves double duty as a Tactical Water Tender.

When you order Obadiah's you'll get more than you pay for. In today's world we realize that you have to justify every nickel you spend. You are constantly being scrutinized for what you're ordering, as well as what it costs the taxpayers. Our equipment is versatile and designed to accomplish multiple tasks in order to provide the Best Value for your order.

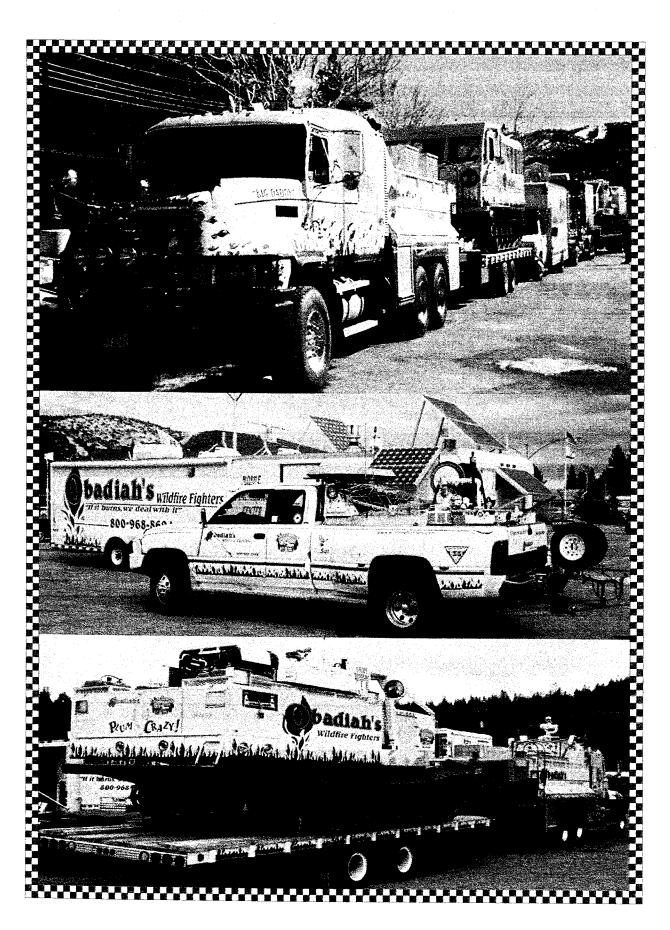
Order Obadiah's and you'll not only get some of the best equipment in the country, but you'll get the best support going. Our support staff is highly trained and qualified. We'll work hard to make you look good!

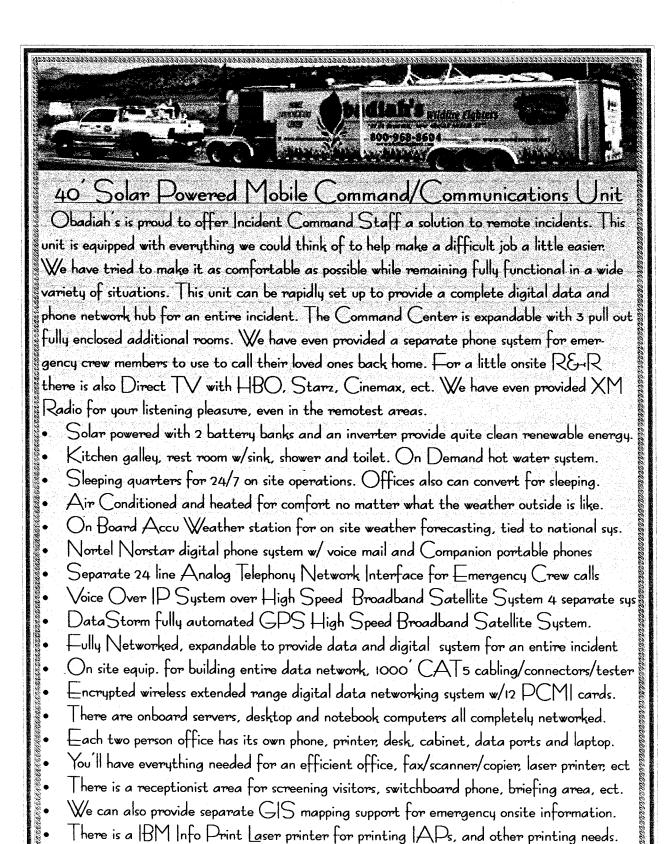
Order our Tender and get a top knotch unit that can double as a transport. That adds up to quite the savings!



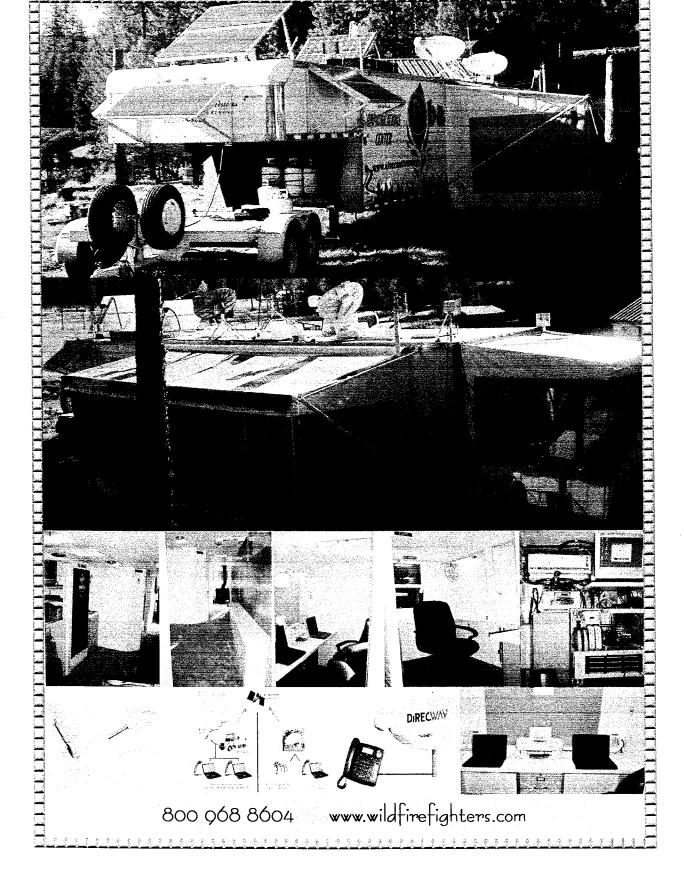
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2500 gallon CAFS Tactical Tender

Dadiah's Wildfire Fighters is proud to introduce it's flagship. Big Daddy. We've designed this emergency apparatus to be extremely functional as well as adaptable to a wide variety of emergency situations. It's seven different pumping systems may give you some idea that we might have gone a little overboard. Yet once you see it in operation, you'll come to understand why we engineered it this way.

For Drafting we have a 4" PTO positive displacement pump that is capable of drafting straight up 25-30 through a 3" draft hose and fill the 2500 gal tank in just over 10 minutes. We also have a Kawasaki 3" portable pump for really hard drafts. Our 2" Multi Quip draft pump mounted in the rear is great when we can back down a boat launch to get water. We have been as enough fires to know that being able to draft in tough situations can make all the difference in the world to those who depend on us. It can mean the difference between a 15 minute turn around or an hour round to win.

For fighting fire we have a Darley Diesel Fire Possel 8.5 AGE high volume. high pressure pump. This pump allows us pump and roll abilities. It will also anous supply both Water Cannons simultaneously, spraying water almost 100 yards? This pump allows us to preside assuigh pressure for very long hose lays up the side of a mountain. We also have a backup 10 hp Edwards Positive Displacement pump. It will pressurize a Drive Thru Vehicle Wash system that is currently under development. Speaking of which, we also have a 20hp Kohler engine driving a 4000psi 10 gpm super high pressure pump. This pump is great for cleaning Aircraft or washing vehicles during demob. We have two 200 high pressure hose reels with spray wands.

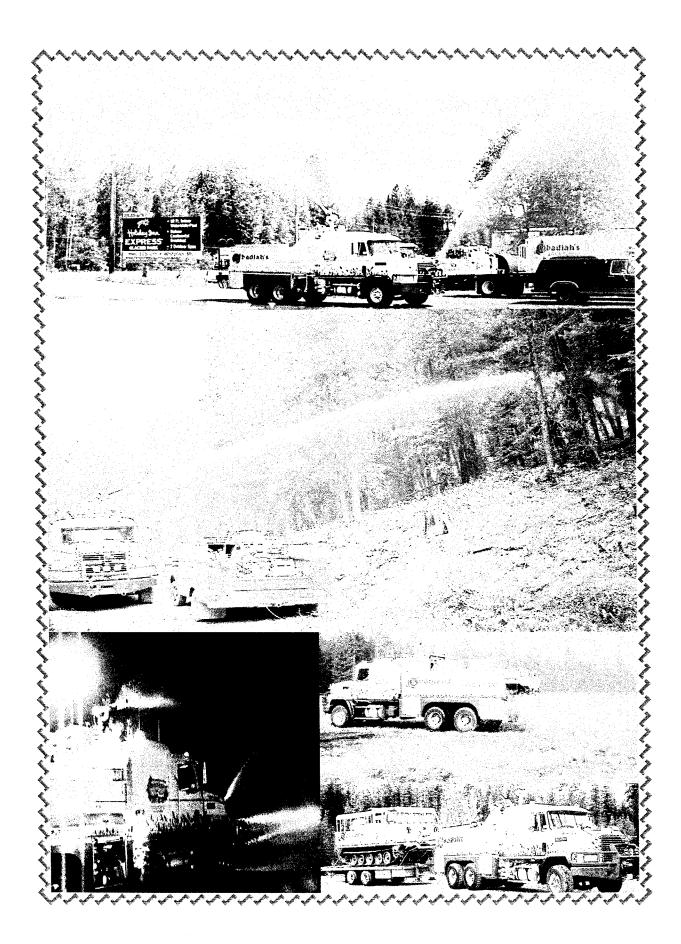
Up on top is a Darley Snuffer 45-150 CAFS System w/Aspirator also driven by a 20 hp Kohler. Our CAFS system has two 50 gallon foam tanks for spraying A or B foams. This allows us to effectively perform helipad support. We are even equipped with the ability to spray water on the tarmac or roads for dust control, we can spray a 40 wide swath of water in pass from both the front and rear of the truck. Everything is remote controlled from inside the cab.

For fueling our Skidgines we carry a 100 gallon tank with off road diesel and a transfer pump. There is a transfer pump with 30 of 1" hose and an automatic shut off nozzle. This fuel also comes in handy for Terra Torch operations. Our Terra Torch easily fits right on top of Big Daddy's low profile flat top tank.

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To Order Our Water Handling Equipment

Obadiah's understands that your desire is to utilize local resources first. In no way is it our intention to circumvent that process. We know how it feels first hand when there are fires locally and outside resources are brought in and we are not hired. However our Soft Track Skidgines and our Solar Powered Mobile Command/Communications Unit are highly specialized and unique emergency apparatus, generally unavailable outside Region One. This is why we are soliciting your business. Our specialized equipment can help you get the job done, fast and effectively saving you money and resources. Notice we have not put our Type 6 in this brochure, why? Because there are plenty of them available in other regions. Our Tactical Tender is included simply because we need a transport to move us, why not provide a transport that can also double as a Tender, giving you more value.

We are approved Best Value Wildfire Suppression Contractors under the current water handling agreement.

To order Obadiah's Wildfire Fighters please be specific when placing your resource orders. Our water handling equipment is based in Region One, Missoula MT. Lolo National Forrest. Ph 406 329 3333 Fax 406 329 3682

Best Value Agreement AG-0343-C-07-3133

(Big Bubba)

ST 1 Soft Track Type 1 Vin 7278 1978 FMC 220, 1620 gal, yes foam, no winch (Big Bertha)

ST 1 Soft Track Type 1 Vin C2918 1978 FMC 548, 1000 gal, yes foam, yes winch

(Big Daddy)

Tender, Water Support Type 2 Vin IMIAAI3YXPW027058, Body # 429, Make=Mack, Model= CH613, License= 56 452, Year= 1993, CAFS=201cfm, 4=wheel drive=N, Sprayerbar=Pressure F&R Suspension=Air Bag, Foam=Auto Adjustment, Callons=2500-3000

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To Order Our Command/Communications/Helibase Unit
Our Solar Powered Mobile Command/Communications Unit
has also been used successfully as a Helibase Unit. We are making
modifications to it in order that it can be even more versatile. This
unit is based in the Kootenai National Forrest under an
EERA agreement. It is staffed by Nicolette Covey, who is our
computer savvy technical support specialist.
To order this unit please contact KNE I joby MT 406 203 6211

To order this unit please contact KNF Libby MT 406 293 6211

Mobil Command Communication—1994 Pace Shadow 40' Solar-powered 5th Wheel Trailer (price includes transportation of trailer) Special Features and Components: 9 Solar Panels, Dual Battery Bank, Back Up 6 kw Diesel Sound Proofed Generator, Fully Networked, Trace Inverter, 12 volt DC & 110 AC with Uninterruptible Power Supply, Automated GPS Coordinated Satellite Sys, Hi Speed Internet Access, Digital Phone System (Nortel Norstar), 24Line Separate Telephone Network Interface, Air Conditioning/Heating, 3 Sound Proof Offices, 3 Two Person Workstations, Accuweather Station, Server/Firewall, Copy Machine, Printers, Fax Machine, Scanner/Printer/Copier/Fax Machine, Dial Up ISP, Telescopic 1000watt Halogen Lights, Triple Satellite Systems, Data Storm, Hughes, & Starband

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Forest Service

(406) 758-5200

Flathead National Forest 1935 Third Avenue East Kalispell, MT 59901

File Code:

Date: November 6, 2003

Attn: Woody Obadiah Wildland Fighters 305 Silver Drive N Troy, MT 59935

To Whom It May Concern:

This is a letter of reference regarding the quality of work performed by Obadiah Wildland Fighters contractor. I am a district fisheries biologist on the Swan Lake Ranger District and I was assigned to the Crazy Horse Incident of 2003 as a Resource Advisor. Several times during this incident I ran into Woody and his engine crew and I was grateful to see how cautious and responsible they acted in conserving aquatic resources. The engine crew kept a clean scene and avoided sedimentation at drafting sites. I am especially grateful for suggestion put forth by Woody. Woody noticed a concern about whirling disease (an aquatic parasite found in the Swan River) and he proposed sanitation measures so the disease would not spread outside the incident area. It was a good idea and eventually actions were taken by the incident team to help contain whirling disease. Good job Woody!

I would recommend Woody and the Obadiah Wildland Fighters as a contractor who does a good job in protecting resources while engaged in firefighting.

Sincerely,

Beth Gardner

Fisheries Biologist



ЕХНІВІТ	_ 3
DATE	3-4-2009
SB	8,249



Montana State Legislature

2009 Session

Exhibit: 3

This exhibit is a Macro Media Flash Presentation.

Entitled: badiah's Wildfire Fighters

The original exhibit is on file at the Montana Historical Society and may be viewed there.

Montana Historical Society Archives, 225 N. Roberts, Helena, MT 59620-1201 Phone (406) 444-4774.

Scanning by: Susie Hamilton

EXHIBIT 3 DATE 3-6-2009 SB 32-49

Macro Media Flash
Presentation

Nationwide Disaster Respon se Team badiah's wildfire Fighters

"Extinguishing Mediocrity"

EXHIBIT.	3
DATE	36-2009
SB	5B 249

MICHIGAN COURT-URDERED RESTRIC	HED DRIVER LIGES	With Miles	FIEGUZEO DI	rasië nuitA
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I certify that this is a true	abstract 10	Comments		
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BUREAU OF DRIVER & VEHICLE RECORDS



ORDER OF ACTION

LAWRENCE STEPHEN CHAIN 2749 GOLFERS DR HIGHLAND MI 48356

LIC NO: C-500-488-777-725

BIRTH: 09/18/58 LIC TYP: R-CHAF

A CERTIFIED ABSTRACT OF COURT RECORD HAS BEEN RECEIVED BY THIS DEPARTMENT STATING THAT YOU WERE ARRESTED ON 11/21/96 AND CONVICTED ON 01/23/98 IN THE CORUNNA CIRCUIT COURT FOR THE OFFENSE OF COMBINED OPER UNDER INFL LIQ/UNLAWFUL BODILY ALC CONTENT (.10).

THIS ACTION IS BEING TAKEN BECAUSE YOUR RECORD CONTAINS 3 OR MORE SUBSTANCE ABUSE CONVICTIONS IN 10 YEARS.

PURSUANT TO MCL 257.303, IT IS THEREFORE ORDERED THAT YOUR DRIVING PRIVILEGE AND LICENSE BE:

DENIED AND REVOKED FROM *04/01/1998* AND TO AT LEAST *03/31/1999* WHEN YOU WILL BE ELIGIBLE FOR A HEARING TO REBUT THE PRESUMPTION THAT YOU ARE AN HABITUAL OFFENDER OF MICHIGAN'S DRUNK DRIVING LAWS. YOU MUST BE APPROVED BEFORE A LICENSE WILL BE RETURNED TO YOU. YOU WILL ALSO BE REQUIRED TO PAY A REINSTATEMENT FEE OF \$125.00 TO THE SECRETARY OF STATE AS REQUIRED BY MCL 257.320E.

IT IS FURTHER ORDERED THAT ALL SUCH LICENSES BE IMMEDIATELY SURRENDERED TO THE BUREAU OF DRIVER & VEHICLE RECORDS, COMMUNICATIONS SECTION OF THE OFFICE OF THE SECRETARY OF STATE, LANSING, MICHIGAN 48918.

DATED 03/13/98 AT LANSING, MICHIGAN.

YOUR RIGHT TO APPEAL IS NOTED IN SECTION II-C ON THE BACK OF THIS FORM. FOR MORE DETAILED INSTRUCTIONS TO RESTORE YOUR DRIVING PRIVILEGE YOU MAY CALL (517) 373-3827.

C-500-488-777-725

R. J. Borucki, Manager Record Services Section Record & Information Services Division



MICHIGAN DEPARTMENT OF STATE

Lansing, Michigan 48918-0001

NOTICE OF REGISTRATION DENIAL

05/27/2000

LAWRENCE STEPHEN CHAIN

2749 GOLFERS DR HIGHLAND

MI 48356

C500488777725

Attention Driver!

This is an important notice regarding Repeat Offender Laws and their impact on you. Your driving history, which consists of multiple alcohol related convictions or repeated violations for driving with a suspended or revoked driver license, makes you ineligible to register vehicles in the state of Michigan. Registration denial applies to any vehicle you own, co-own, lease or co-lease.

As of June 1, 2000, the law's registration denial provision (MCL 257.219) requires the Secretary of State to deny registration of all vehicles in your name.

While subject to registration denial, it is a crime:

- to purchase, lease, or otherwise acquire a motor vehicle (MCL 257.233)
- to transfer a vehicle subject to a temporary registration plate, vehicle forfeiture, immobilization, or registration denial to an immediate family member (MCL 257.233)

Registration denial ends when you are eligible to obtain a driver license.

Safe roads are important for Michigan residents and, regrettably, too many people are killed or injured on our highways by drivers who were suspended, revoked, or intoxicated. In response, the Legislature approved these tough, new laws to limit repeat offenders' access to vehicles.

If you need more information about registration denial, call (517) 322-1460.

To order a copy of your Michigan driving record, please call (517) 322-1624. The fee will be \$6.55. Please request a COMPLETE record. You may charge this to your Discover, MasterCard, or VISA credit card.

	•			
1	Nature of Action	Basis (Date of Incident)	Beginning Date	Ending Date
2	Suspension	Testing refusal (1/27/1984)	5/09/1984	10/25/1984*
	Suspension	Testing refusal (2/27/1987)	4/11/1987	4/10/1988*
3	Suspension	OUl-Dist.Ct (2/27/1987)	5/11/1987	11/07/1987*
	Denial/Revocation	2 OUI, 7 yrs.(2/27/1987)	6/30/1987	6/29/1992*‡
4	Suspension	Testing refusal (8/10/1987)	9/20/1987	9/19/1988*
	Denial/Revocation	DWS/R (8/10/1987)	6/29/1992	6/28/1997*1
5	Suspension	Testing Refusal (3/28/1989)	5/10/1989	5/9/1990* `
-	Revocation	OUI-Dist.Ct.(8/10/1989)	5/03/1988	5/3/1990*
6	Denial/Revocation	2 OUI, 7 yrs. (8/10/1989)	5/16/1989	5/16/1994*±
_ [Revocation	OUI-Dist.Ct. (5/11/1989)	3/12/1990	3/12/1995*
7	Denial/Revocation	DWS/R (5/11/1989)	6/29/1997	6/28/2002*1
	Denial/Revocation	DWS/R (8/27/1989)	6/29/2002	6/28/2007* I
8	Denial/Revocation	DWS/R (3/28/1989)	6/29/2007	6/28/2012*‡
	Denial/Revocation	DWS/R (3/28/1989)	6/29/2012	6/28/2017*
9	Denial/Revocation	DWS/R (11/21/1996)	6/29/2017	6/28/2022 * ‡
	Denial/Revocation	3 Sub.Abuse (11/21/1996)	4/01/1998	3/31/1999*
10		Conv. w/ 10 yrs.		•
l	1			

^{*}License not valid until reinstatement fee paid

‡ Eligible for administrative review

- e. Based on my review of Mr. Chain's Michigan driving record, I find no substantiation for the assertion that "[o]n April 1, 1998 Michigan revoked [Mr. Chain's] Michigan driver license for 24 years until June 28, 2022." (Mot. for Summ. J. & Br. at 1.)
- 6. On January 28, 2002, I ran another PDPS check regarding Mr. Chain. (Ex. 4, attached hereto and incorporated by reference.) This check again confirmed Mr. Chain's "not" eligible status in Michigan. I also asked my staff to request another certified driving record from Michigan driver licensing authorities. Since the initial record check required under Mont. Code Ann. § 61-5-110(2) (2001) had been performed, Mr. Chain's ineligible status was confirmed by the Michigan driving record requested and received by the Bureau and then incorporated into Mr. Chain's Montana record, in accordance with Mont. Code Ann. § 61-5-107(4) (2001), I determined that Mr. Chain was not eligible for a Montana driver's license under Mont. Code Ann. § 61-5-105(2) (2001), and I sent Mr. Chain a letter, dated January 29, 2002 (attached as Ex. 5, incorporated herein by reference).

d.

set forth below:

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Based on the foregoing convictions and testing refusals,

Michigan driver licensing authorities took at least sixteen (16) separate

actions against Mr. Chain's driver's license, for the reasons and the periods

AIGAN DEPARTMENT OF CORRECTIONS (ERSTATE COMPACT - Application for Compact Services & Agreement to Return

CFJ-166 1/90

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DISTRIBUTION: White, Green, Canary — CO; Pink — PPA; Goldenrod — Parolee/Probationer



The Big Sky Country

MONTANA HOUSE OF REPRESENTATIVES

REPRESENTATIVE SCOTT J. ORR HOUSE DISTRICT 82

HELENA ADDRESS: CAPITOL BUILDING HELENA, MONTANA 59620-0400 PHONE: (406) 444-4800 COMMITTEES: TAXATION NATURAL RESOURCES RULES HOME ADDRESS: PO BOX 1318 LIBBY, MONTANA 59923-1318 PHONE: (406) 293-9748 (H) (406) 293-3711 (W)

December 26, 2000

Motor Vehicle Division
Brenda Norlund, Assistant A.G.
P.O. Dua 201430
Helena, MT. 59620-1430

Re: Lawrence Chain, Driver's License Issue

Dear Ms. Norlund,

Section 61-5-105, MCA states: "The department may not issue a license...". In the briefs regarding the case of Mr. Chain you stated, and Judge Prezeau agreed; that MCA 61-5-105 provides "an absolute bar" to issuing a standard, or at the least a provisional, drivers license to Mr. Chain. I disagree with the court's action.

The statute, prior to 1995 amendments, read "shall". Currently it reads "may".

Webster says;

shall: sure to, must

may: expressing possibility, wish or contingency.

Everyday usage of those words would be that "shall not" means "must not" and "may not" means "the possibility that it may". Normal interpretation of those two words would be; that prior to 1995, their existed no opportunity for discretionary judicial action, but now judgement can be exercised.

I find it disconcerting, even sad, that we have allowed the legal profession to change the meaning of words. Indeed, how can justice be served if words don't have meaning?

If there is any way to reconsider the previous action regarding this case, I would very much appreciate it.

Sincerely,

cc.Judge Prezeau

Mr. Chain

Amy Guth

George Clough



NINETEENTH JUDICIAL DISTRICT STATE OF MONTANA

Lincoln County

LINCOLN COUNTY COURTHOUSE • 512 CALIFORNIA AVENUE • LIBBY, MONTANA 59923 PHONE (406) 293-8120 • FAX (406) 293-9816

MICHAEL C. PREZEAU
DISTRICT JUDGE

DEBBIE KAMBEL

January 2, 2001

Scott J. Orr Montana House of Representatives PO Box 1318 Libby, MT 59923-1318

Dear Scott:

The legal profession is guilty of many things, among them twisting language at times to support a particular conclusion. In the case of the Court's interpretation of § 61-5-105, MCA, however, I cannot agree that the phrase "may not" was intended by the Montana Legislature to have the same meaning as the word "may." Our statutes are filled with many prohibitions that are prefaced by the phrase "may not." I don't know of any instance where such a prohibition has been deemed by the Montana Supreme Court-or any other court for that matter-to be merely a suggestion, rather than a directive.

Frankly, I agree with you that a lifetime suspension of one's driving privileges is harsh and does not allow for the possibility of rehabilitation and redemption. Nevertheless, regardless of my personal belief, this was the legislature's call, and the legislature apparently did not share my view on the subject.

The bottom line is that judges must apply the law as passed by the legislature, and the legislature passed—and the Governor signed—a law that prohibits the Department of Motor Vehicles from licensing drivers whose licenses have been suspended by a sister state.

If I am mistaken about the interpretation of this statute, I am certain that the Montana Supreme Court would not hesitate to reverse my Order. I am equally certain that it would have done so if I had ruled the other way.

District Judge

pc: Amy N. Guth, Esq.

Brenda Norlund, Assistant A.G.

George Clough



PSYCHOLOGICAL CLINIC, P.C.

Bloomfield Hills (248) 594-1300 Lake Orion (248) 393-5555

Flint (810) 732-0560 Livonia

(734) 522-0280

(810) 294-3030 Milford (248) 684-6400

rraser

Grand Blanc (810) 695-0055 Southfield (248) 559-5558

TOOakland County Cir	cuit Court	DE
ATTN: Carrie Willson, P.O.		RE Larry Chain Date of Birth 09/18/58
1200 N Telegraph N		PERIOD COVERED JULY 99
Pontiac, MI 48341		DATE OF ADMISSION 02/02/99
	PROGRESS	REPORT COPY
TREATMENT PLAN INCLUDES:		Progress;
OUTPATIENT THERAPY —		Compliance with treatment plan:
INDMOUAL SESSIONS:		1 - 2 - 3 - 4 - 5
☐ NONE	≨ 2 x MONTH	POOR FAIR EXCELLENT CLIENT'S PROGRESS IN HANDLING HIS/HER PROBLEMS:
- WEEKLY	☐ MONTHLY	1 - 2 - 3 - 4 - 5
GROUP SESSIONS:		POOR FAIR EXCELLENT
NONE	□ 2 x month	• MOTIVATION: 1 - 2 - 3 - 4 - 5
☐ WEEKLY	MONTHLY	1 - 2 - 3 - 4 - 5 POOR FAIR EXCELLENT
OTHER SERVICES:		ABSTINENCE/RECOVERY:
☐ FAMILY	☐ DIDACTIC	1 - 2 - 3 - 4 - 5
OTHER	□ PSYCHATRIC	POOR FAIR EXCELLENT
EXPECTED DURATION OF OUTPATIENT	THERAOV:	DRUG/ALCOHOL TESTING:
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SELF-HELP GROUPS OR ADDITED		☐ NEGATIVE RESULTS
COUNSELING THROUGH	OHAL	POSITIVE RESULTS
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		RECOMMENDATIONS: CONTINUE WITH PRESENT TREATMENT.
ATTENDANCE: 1 - 2 - 3 -		ASSISTANCE FROM REFERRAL SOURCE WOULD BE HELPFUL.
POOR FAIR	EXCELLENT	COMPLETED PRESCRIBED TREATMENT.
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POOR FAIR	EXCELLENT	OTHER:
COMMENTS:		
<u>VORMENIS.</u>	·	. ?
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POTON DO STONUTURE		DATE

"This-information has been disclosed to you from records whose confidentiality is protected by Federal law. Federal regulations (42CFR Part 1) prohibit you from making any further disclosure of it without the specific written consent of the person to whom it pertains, or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is NOT sufficient for this purpose."